

WAGANAKISING ODAWAK STATUTE 2006-022

Office of the Legislative Services Attorney

SECTION I ESTABLISHMENT

This Statute hereby establishes under the Tribal Council an office to be known as the Office of the Legislative Services Attorney, also referred to in this Statute as the "Office".

SECTION II PURPOSE

The purpose of the Office shall be to advise and assist the Tribal Council, and its committees and members, in the achievement of a clear, faithful, and coherent expression of legislative policies.

SECTION III POLICY

The Office shall maintain impartiality as to issues of legislative policy to be determined by the Tribal Council, and shall not advocate the adoption or rejection of any legislation. The Office shall maintain the attorney-client relationship with respect to all communications relating to the development of legislation between it and any member or committee of the Tribal Council. Serve as attorney for the Little Traverse Bay Bands of Odawa Indians (LTBB) Tribal Council in any court action.

SECTION III FUNCTIONS

The functions of the Office shall be as follows:

- A. Upon request of any one or more members of the Tribal Council or committee of the Tribal Council, to assist in the drafting of legislation, including statutes, resolutions and policies, and accompanying reports, in accordance with the policy objectives of the requestor/s. Tribal Council may adopt such rules as are necessary to equally share the services of the Office.
- B. Provide legal counsel and services by motion or consensus of Tribal Council.
- C. To objectively advise Tribal Council on interpretation of any pending legislation, point out ambiguities, and make technical suggestions to improve clarity and organization to keep Tribal Council statutes current and codified in accordance with the Legislative Procedures Statute (WOS 2005-10), as may be amended, or any other applicable LTBB law.

SECTION IV STAFFING

The Office will be staffed by a Legislative Services Attorney, and such staff as may be provided for in a budget approved by Tribal Council.

SECTION V SEVERABILITY

If any section, subsection, paragraph, sentence, phrase or portion of this Statute is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

SECTION VI EFFECTIVE DATE

Effective upon the signature of the Executive, or 30 days from submission to the Executive branch, or if the Executive vetoes the legislation, then upon Tribal Council override of the veto.

CERTIFICATION

As the Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Statute was duly passed by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held on October 22, 2006 at which a quorum was present, by a vote of 6 in favor, 2 opposed, 0 abstentions, 1 absent as recorded by this roll call:

	In Favor	Opposed	Abstained	Absent
Regina Gasco Bentley	X			
Fred Harrington, Jr.		X		
Dexter McNamara		X		
Mary Roberts	X			
Rita Shananaquet	X			
Alice Yellowbank	X			
Shirley Oldman				X
Melvin L. Kiogima	X			
Beatrice A. Law	X			

Date: _____

Beatrice A. Law, Legislative Leader

Date: _____

Melvin L. Kiogima, Secretary

Received by the Executive Office on _____ by _____

Pursuant to Article VII, Section D, Subsection 1 of the Little Traverse Bay Bands of Odawa Indians Constitution adopted on February 1, 2005 the Executive concurs in this action of the Tribal Council.

Date: _____

Frank Ettawageshik, Tribal Chairperson